IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.48898 of 2008
BUTAN SINGH
Versus
STATE OF BIHAR
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2 19.12.2008 Heard.

Petitioner has been apprehended with 7 Kilogram of Ganja and, as such, he is facing accusation under Sections 20, 21, 22 and 23 of the Narcotic Drugs and Psychotropic Act.

Learned counsel for the petitioner referring to the provisions contained in section 37 of the Act submits that petitioner may be granted privilege of bail as the quantity of Ganja allegedly recovered from the possession of the petitioner is less than commercial quantity. It has further been submitted that petitioner does not carry any criminal antecedent. It has further been submitted that he is in custody since 05.06.2008

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Having regard to the fact that 7 kilogram of Ganja has been recovered from the possession of the petitioner, this court for the present is not inclined to admit the petitioner to bail. Accordingly, his prayer for bail stands rejected.

If the trial of this case is not taken up within nine months from the date of communication of this order in the court below, the petitioner is granted liberty to renew his prayer for bail.

Sym **(Kishore K. Mandal, J.)**